

1 James P. Walsh, CSB No. 184620
2 Michelle D. Fife, CSB No. 240554
DAVIS WRIGHT TREMAINE LLP
2 505 Montgomery Street, Suite 800
3 San Francisco, California 94111-3611
Telephone: (415) 276-6500
Facsimile: (415) 276-6599
4 budwalsh@dwt.com

5 Jack B. Albanese (Georgia Bar No. 007137) (*Pro Hac Vice*)
6 SMITH GAMBRELL & RUSSELL
Promenade II, Suite 3100
7 1230 Peachtree Street N.E.
Atlanta, GA 30309
8 Telephone: (404) 815-3500
Facsimile: (404) 815-30309
9 E-mail: jalbanese@sgrlaw.com

10 Attorneys for Defendants
11 M/V AURORA and AL BOURAQ AVIATION, INC.

12
13 UNITED STATES DISTRICT COURT

14 FOR THE NORTHERN DISTRICT OF CALIFORNIA

15 JACK HINSHAW,) No. C-05-3927-CW
16 Plaintiff,)
17 v.) **STIPULATED MOTION FOR ORDER**
18 M/V AURORA and AL BOURAQ) **TO FILE SETTLEMENT PROCEEDS**
19 AVIATION, INC., a Delaware Corporation,) **WITH COURT**
20 Defendants.) Settlement Conf: Sept. 21, 2007
21) Judge: Hon. James Larson
22) CMC Date: October 9, 2007
23) Judge: Hon. Claudia Wilken

24 Pursuant to the Court's Order Denying Plaintiff's Motion to Reject Lien for Attorneys'
25 Fees, dated September 11, 2007, Plaintiff, JACK HINSHAW, and Defendant, AL BOURAQ
26 AVIATION, INC. (collectively, the "parties"), have agreed in the attached Settlement and Release
Agreement that Defendant will pay the settlement proceeds to the Court because of the pending
attorneys' lien issue.

27 The parties hereby request that the Court order Defendant to file the settlement proceeds
28 with the Court for deposit into the Court's account until the attorneys' lien issue has been resolved

1 by the Court.

2 IT IS SO STIPULATED.

3 DATED: September 28, 2007

DAVIS WRIGHT TREMAINE LLP

4 By: /s/ James P. Walsh
5 James P. Walsh
6 DAVIS WRIGHT TREMAINE LLP
7 505 Montgomery Street, Suite 800
8 San Francisco, CA 94111
9 Telephone: (415) 276-6556
10 Facsimile: (415) 276-6599
11 E-mail: budwalsh@dwt.com

12
13 Jack B. Albanese (Georgia Bar No.
14 007137) (*Pro Hac Vice*)
15 SMITH GAMBRELL & RUSSELL
16 Promenade II, Suite 3100
17 1230 Peachtree Street N.E.
18 Atlanta, GA 30309
19 Telephone: (404) 815-3500
20 Facsimile: (404) 815-30309
21 E-mail: jalbanese@sgrlaw.com

22 Attorneys for Defendants M/V AURORA
23 and AL BOURAQ AVIATION, INC

24 DATED: September 28, 2007

LONG & LEVIT LLP

25 By: /s/ Kim O. Dincel
26 Kim O. Dincel
27 Beth Trittipp
28 LONG & LEVIT LLP
465 California St
San Francisco, CA 94104
Telephone: (415) 397-2222
Facsimile: (415) 397-6392
E-mail: kdincel@longlevit.com

Counsel for Plaintiff JACK HINSHAW

29 IT IS SO ORDERED.

30 10/3/07

31 DATED: _____


32 Hon. Claudia Wilken
33 Judge, U.S. District Court,
34 Northern District of California